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SUPERIOR COURT OF CALIFORNIA
CENTRAL JUSTICE CENTER

MAY 26 2010

BY: J. TRAN

EXEMPT FROM FILING FEES
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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER
MAY 28 2010
ALAN CARLSON, Clerk of the Court
BY C BOUSAY

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF ORANGE

10 CITY OF LAKE FOREST,

11 Plaintiff,

12 v.

13 MARK G. MOEN, an individual;
14 215 AGENDA, a business entity of
15 unknown form;
16 LAWRENCE A. FOX, JR. an individual;
17 CLEARVIEW LAKE CORPORATION, a
18 California Corporation;
19 LAKE FOREST COMMUNITY
20 COLLECTIVE, a business entity of
21 unknown form;
22 CHRIS JOHNSON, an individual;
23 LAKE FOREST DESIGNATED
24 CAREGIVERS, a business entity of
25 unknown form;
26 MICHAEL R. CRAMER, an individual;
27 ORANGE COUNTY INDEPENDENT
28 COLLECTIVE, a business entity of
unknown form;
JOHN A. DOIDGE, an individual;
STEVE M. FENNELL, an individual;
LAKE FOREST PATIENTS
COLLECTIVE ASSOCIATION, a
business entity of unknown form;
STEVE WICK, an individual;
THE HEALTH COLLECTIVE, INC., a
California Corporation;
VALE TUDO CAFÉ, a business entity of
unknown form;
REGINALD DE LA CUESTA, an

Lead Case No. 30-2009 00298887

Consolidated With:

Case No. 30-2009-00298892

Case No. 30-2009-00310517

Case No. 30-2009-00313523

Case No. 30-2009-00324525

Judge: Hon. David Chaffee
Department C20

~~PROPOSED~~ ORDER GRANTING CITY OF
LAKE FOREST'S MOTIONS FOR
PRELIMINARY INJUNCTION AGAINST
DEFENDANTS 215 AGENDA; ET AL.

[Civ. Code §§ 3479, 3480, 3491, 3494; Code
Civ. Proc. §§ 526(a)(1), 731]

Hearing:

Date: March 12, 2010 and April 16, 2010

Time: 9:30 a.m.

Dept.: C20

Complaint Filed: October 15, 2009

1 individual;
2 MARGARET DE LA CUESTA, an
3 individual;
4 REGINALD DE LA CUESTA, as co-
5 trustee of the DE LA CUESTA
6 REVOCABLE INTERVIVOS TRUST;
7 MARGARET DE LA CUESTA, as co-
8 trustee of DE LA CUESTA REVOCABLE
9 INTERVIVOS TRUST;
10 the DE LA CUESTA REVOCABLE
11 INTERVIVOS TRUST;
12 and DOES 1 through 100,

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Defendants.

9 AND RELATED CROSS-ACTIONS AND
10 ACTIONS CONSOLIDATED FOR ALL
11 PURPOSES.

[PROPOSED] ORDER

The Motions for Preliminary Injunction filed by Plaintiff City of Lake Forest ("City") against each defendant named in the Motions for Preliminary Injunction ("Defendant(s)") came on regularly for hearing by the Court on March 12, 2010 and April 16, 2010.

Upon review of Plaintiff City's Motions for Preliminary Injunction, the Memorandum of Points and Authorities and supporting declarations and exhibits filed concurrently therewith, the Complaint, and all other papers filed in support of and in opposition to each Motion for Preliminary Injunction, and upon considering the arguments of counsel at the hearings, and good cause appearing to the satisfaction of the Court, the Court has determined that this is a proper case for injunctive relief as to each Defendant:

IT IS ORDERED that the City's Motions for Preliminary Injunction against each Defendant are hereby GRANTED.

IT IS FURTHER ORDERED that during the pendency of this action (as to each Defendant) Defendants, and each of them, and their officers, agents, employees, representatives, successors and assigns, and all persons acting in concert or participating with them, including any landlord or tenant of Defendants, are prohibited, enjoined and restrained from engaging in, committing, providing the location for, allowing, or performing; directly or indirectly, by any means whatsoever, any of the following acts: conducting any activities or operations related to the distribution of marijuana, and/ or conducting, allowing, permitting, inhabiting, leasing, renting, or otherwise using or granting authority to use, any of the properties listed below to distribute marijuana:

1. 24601 Raymond Way #11, Lake Forest, CA 92630 (215 Agenda)
2. 24601 Raymond Way #9B, Lake Forest, CA 92630 (Vale Tudo Cafe)
3. 24602 Raymond Way #208, Lake Forest, CA 92630 (Lake Forest Patients Collective Association)

4. 24602 Raymond Way #203, Lake Forest, CA 92630 (Lake Forest Wellness Center and Collective)
5. 19 Spectrum Point Drive #605, Lake Forest, CA 92630 (Earth Cann Wellness Center)
6. 24602 Raymond Way #206, Lake Forest, CA 92630 (Evergreen Holistic Collective)
7. 24602 Raymond Way #209, Lake Forest, CA 92630 (Independent Collective of Orange County)
8. 26730 Towne Centre Drive #203, Lake Forest, CA 92610 (GGECO)
9. 24602 Raymond Way #210, Lake Forest, CA 92630 (The Health Collective)
10. 26234 Enterprise Court, Lake Forest, CA 92630 (New Amsterdam Cooperative)
11. 24602 Raymond Way #201, Lake Forest, CA 92630 (Lake Forest Community Collective).

IT IS FURTHER ORDERED that the preliminary injunctions set forth above shall issue immediately upon signature of this Order by the Court.

The Court reserves jurisdiction to modify this injunction as the ends of justice may require.

IT IS SO ORDERED.

Dated: May 28, 2010


Judge of the Superior Court

DAVID R. CHAFFEE

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PROOF OF SERVICE

I, Kerry V. Keefe, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 5 Park Plaza, Suite 1500, Irvine, California 92614. On May 26, 2010, I served the within documents:

[PROPOSED] ORDER GRANTING CITY OF LAKE FOREST'S MOTIONS FOR PRELIMINARY INJUNCTION AGAINST DEFENDANTS 215 AGENDA; ET AL.

☐

by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Irvine, California addressed as set forth below.

☐

by causing personal delivery of the document(s) listed above via O.C. Corporate Courier to the person(s) at the address(es) set forth below.

☒

by faxing and e-mailing the document(s) listed above to the person(s) at the address(es) set forth below.

☐

I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery by United Parcel Service following the firm's ordinary business practices.

(SEE ATTACHED SERVICE LIST)

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on May 26, 2010, at Irvine, California.



(Kerry V. Keefe)

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